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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

NEUROGRAFIX, a California  
corporation; WASHINGTON  
RESEARCH FOUNDATION, a not-  
for-profit Washington corporation,

Plaintiffs,

v.

OAK TREE MEDICAL  
CORPORATION, a California  
corporation, OAK TREE ASC, LLC,  
a California limited liability  
corporation; and JAY TSURUDA,  
M.D., an individual,

Defendants.

And All Related Cross-Actions

Case No. CV 08-02923 CAS (JTLx)

ASSIGNED TO THE HONORABLE.  
CHRISTINA A. SNYDER,

CTRM. 5

**STIPULATION TO DISMISS  
ACTION WITH PREJUDICE AND  
[PROPOSED] ORDER**

**JURY TRIAL DEMANDED**

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## STIPULATION

NeuroGrafix, Washington Research Foundation, Oak Tree Medical Corporation and Oak Tree ASC, LLC, Jay Tsuruda, M.D., and Philips Electronics North America Corporation d/b/a Philips Medical Systems North America (collectively, the “Parties”) hereby stipulate, through their respective counsels of record, to a dismissal of all claims, counterclaims and third party claims in the present action, with prejudice. The Parties further stipulate, agree and consent that each party shall bear its own costs and attorneys’ fees herein incurred.

Dated: June 30, 2009

Respectfully submitted,

By: \_\_\_\_\_/s/\_\_\_\_\_

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